

**OFFICIAL
COMMISSION MINUTES
DECEMBER 14th, 2020 – 17th DAY OF
THE OCTOBER ADJOURN TERM**

FORMAL AGENDA

The County Commission met in the Commission Hearing Room with Mike Scofield (present), Brandon Williams (present), and Sheila Wyatt (present).

PUBLIC COMMENT

None.

CALL COUNTY COMMISSION MEETING TO ORDER

Presiding Commissioner Mike Scofield called the meeting to order at 9:05 a.m.

COMMISSION REMARKS

None.

MONTHLY BUDGET REPORT

David Clark, County Auditor, was presented the Monthly Budget report.

APPROVAL OF ACCOUNTS PAYABLE

Commissioner Wyatt moved to approve Checks #461702 through Check #461731 and Checks #461733 through #461801, Warrants #7530 through #7532, and one Journal Entry or transfer. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Wyatt left the meeting at 9:08 a.m.

Commissioner Williams moved to approve Check #461732. Presiding Commissioner Scofield seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (absent).

Commissioner Wyatt entered the meeting at 9:08 a.m.

FILL DIRT AGREEMENT – JAY METZGER

Devin Huff, Road & Bridge Administrator, was present.

Commissioner Williams moved to approve the Fill Dirt Agreement by and between Jay Metzger and Taney County. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

unlimited

FILL DIRT AGREEMENT

COMES NOW the Taney County Commission on behalf of Taney County, Missouri, (hereinafter "Taney County") and enters into this agreement with Say Metzger (hereinafter Owner), regarding the dumping of dirt fill on Owner's property, and the particulars of the agreement are as follows:

WITNESSETH:

WHEREAS, Taney County, Missouri's Road and Bridge Department would benefit from a location near ongoing construction to dump excess and unneeded fill dirt; and,

WHEREAS, having said location would save Taney County's Road and Bridge Department a considerable amount in hauling costs; and

WHEREAS, Owner will benefit from having needed fill dirt dumped on Owner's property;

NOW THEREFORE IT IS AGREED AND COVENANTED BETWEEN THE PARTIES AS FOLLOWS:

General Provisions.

Taney County, as the need arises, is granted permission by Owner to dump fill dirt upon locations on Owner's property that Owner has previously designated to receive such material.

Term and Notice.

The term of this agreement shall commence upon the first date upon which all parties have signed this agreement and shall continue until terminated by one party or the other.

Hold Harmless

Owner agrees that it will hold Taney County, its employees, representatives, heirs and assigns harmless from any claims arising from or relating to this agreement except for any gross negligence.

If 3 loads or less needs approval of the County Highway Administrator only.

Devin Huff
Devin Huff County Highway Administrator

12-8-2020
Date:

FILL DIRT AGREEMENT – DONALD EHRHARDT

Devin Huff, Road & Bridge Administrator was present.

Commissioner Williams moved to approve the Fill Dirt Agreement by and between Taney County and Donald Ehrhardt. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

UNLIMITED
DIRT AGREEMENT
Donald Ehrhardt
12-2-2020

FILL DIRT AGREEMENT

COMES NOW the Taney County Commission on behalf of Taney County, Missouri, (hereinafter "Taney County") and enters into this agreement with DONALD EHRHARDT (hereinafter Owner), regarding the dumping of dirt fill on Owner's property, and the particulars of the agreement are as follows:

WITNESSETH:

WHEREAS, Taney County, Missouri's Road and Bridge Department would benefit from a location near ongoing construction to dump excess and unneeded fill dirt; and,

WHEREAS, having said location would save Taney County's Road and Bridge Department a considerable amount in hauling costs; and

WHEREAS, Owner will benefit from having needed fill dirt dumped on Owner's property;

NOW THEREFORE IT IS AGREED AND COVENANTED BETWEEN THE PARTIES AS FOLLOWS:

General Provisions.

Taney County, as the need arises, is granted permission by Owner to dump fill dirt upon locations on Owner's property that Owner has previously designated to receive such material.

Term and Notice.

The term of this agreement shall commence upon the first date upon which all parties have signed this agreement and shall continue until terminated by one party or the other.

Hold Harmless

Owner agrees that it will hold Taney County, its employees, representatives, heirs and assigns harmless from any claims arising from or relating to this agreement except for any gross negligence.

If 3 loads or less needs approval of the County Highway Administrator only.

Devin Huff
Devin Huff County Highway Administrator

12-7-2020
Date:

APPROVAL OF PREVIOUS MEETING MINUTES

Commissioner Wyatt moved to approve the Regular Session Minutes for December 7, 2020 with Public Comment on them. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve the Regular Session Minutes labeled December 7th, 2020 – 15th Day of the Adjourn Term with corrections to make it December 9th, 2020.

Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve the Executive Session Minutes for December 7th and December 10th, 2020. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

Commissioner Williams moved to approve the Regular Session Minutes for December 10th, 2020. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

MUTUAL COOPERATION AGREEMENT FOR 911 EMERGENCY TELEPHONE SYSTEM #20-088CM

Presiding Commissioner Scofield referenced a letter from their attorney.

Commissioner Williams moved to approve the Mutual Cooperation Agreement for 911 Emergency Telephone System First Addendum. Commissioner Wyatt seconded the motion with discussion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

FIRST ADDENDUM TO MUTUAL COOPERATION AGREEMENT FOR 911 EMERGENCY TELEPHONE SYSTEM

THIS ADDENDUM, effective as of August 28, 2020, and approved on the dates set forth below, by and between County of Taney, Missouri (“County”), and the City of Branson, Missouri (“City”).

WHEREAS, County and City entered into a Mutual Cooperation Agreement for 911 Emergency Telephone System, dated August 28, 2020, attached hereto as Exhibit A, for the parties to establish and maintain two Public Service Answering Points in order to provide a 911 Emergency Telephone System and Public Service Answering Points in Taney County, Missouri (“Agreement”); and

WHEREAS, desire to amend the Agreement pursuant to the terms and conditions set forth herein.

NOW, THEREFORE, in consideration of the mutual promises and obligations set forth herein, the parties agree as follows:

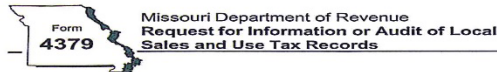
1. Renewal. The parties agree to revise paragraph 4 of the Agreement, and to renew the Agreement for an additional term of one (1) year, effective August 28, 2020, and ending August 27, 2021. The Agreement shall automatically renew for one (1) additional one (1) year term unless any party provides advance written notice at least thirty (30) days prior to the renewal date. Notwithstanding anything to the contrary set forth herein, any party may terminate the Agreement, in its sole and absolute discretion, by providing 60-days advance written notice.

2. Original Agreement. This Addendum is subject to the Agreement and to each and every term, covenant, condition and agreement set forth therein, except to the extent provided in paragraph 1 of this Addendum. County and City agree to continue to be bound by the remaining terms of the Contract.

[Signature Pages Follow]

REQUEST FOR INFORMATION OR AUDIT OF LOCAL SALES AND USE TAX RECORDS

Commissioner Wyatt moved to approve the Request for Information or Audit of Local Sales and Use Tax and have Presiding Commissioner Scofield sign it. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).



Sections 32.057 and 144.121, RSMo, allow the Missouri Department of Revenue to release local sales and local use tax information to cities, counties, and districts that have imposed a sales tax or local option use tax. The Department has made this information available in three free reports; the Open Business Locations Report, The Financial Sales Distribution Report, and the Financial Use Tax Distribution Report.

The Department has made these reports available on a secure portal, MyTax Missouri. Please log onto the MyTax Missouri portal at <https://mytax.mo.gov> and sign up for access as a Government User. Each individual with the political subdivision listed on Form 4379 will need to register separately on MyTax Missouri as a Government User. Each Government User will receive an e-mail with their temporary password at which time they may log into MyTax Missouri and set up a series of security questions and make any changes to their user profile. Once you have requested access complete Form 4379 and submit it to the Department. We will validate the information provided on the form and grant access as requested.

Instructions	Confidentiality Statement The reports you will receive contain confidential information. All persons listed on the form and any attachments are subject to the provisions of Section 32.057, RSMo. Those listed can only access the information in performing their official duties related to the administration of the tax and cannot disclose this information to the public or any other official who is not authorized to receive it.
	Individuals Authorized to View and Download Reports Please print the names of anyone that will be authorized to view the reports. Each person listed must sign and date the form. If you need to authorize additional persons please include an attachment stating such, including the same information in this section. If you need to change who is authorized to view your reports you must complete and submit a new Form 4379. All persons listed on this form will receive a user ID and password to log into the MyTax Missouri portal and access to the secure reports. If the person listed is also authorized to download and view reports for another city, county or district, that person will have a different user ID and password for each political subdivision.
	Chief Executive Authorization Please print the name and title of the chief executive of the city, county, or district making this request. If a city, this would be the mayor or equivalent. If a county, this would be the presiding commissioner. If a district, this would be the chairman of the district or a board member of the district. The person listed here must also sign and date the form.

The political subdivision of Taney County (name of city, county, or district) Missouri, according to the provisions of Sections 32.057 and 144.121, RSMo, formally requests to inspect or audit any and all records requested below pertaining to the administration, collection, and enforcement of its sales tax or local option use tax.

List below the individuals needing access to the MyTax Missouri portal. Each user will need to have a unique e-mail address. Please print.			
Name	Title	Signature	Date (MM/DD/YYYY)
Donna Neeley	County Clerk		1 2 / 1 4 / 2 0 2 0
E-mail Address donna.neeley@taneycountymo.gov		User ID dtdr6565301	
David Clark	County Auditor		1 2 / 1 4 / 2 0 2 0
E-mail Address david.clark@taneycountymo.gov		User ID	
Melanie Smith	County Treasurer		1 2 / 1 4 / 2 0 2 0
E-mail Address melanie.smith@taneycountymo.gov		User ID	
Stephanie Spencer	Deputy Clerk		1 2 / 1 4 / 2 0 2 0
E-mail Address stephanie.spencer@taneycountymo.gov		User ID	

Signature	Under penalties of perjury, I declare that the above information and any attached supplement is true, complete and correct. As chief executive of the city, county, or district I authorize and hereby confirm that the individual(s) named on this form and any attachments will receive and perform the inspection or audit on behalf of the city, county, or district. We have reviewed and will comply with Sections 32.057, 144.121, and 144.122, RSMo, pertaining to the strict confidentiality of all records of the Missouri Department of Revenue to which access has been granted.		
	Print Name Mike Scofield	Title Presiding Commissioner	Date (MM/DD/YYYY) 12/14/2020

Mail to: Taxation Division Phone: (573) 751-4876
P.O. Box 3380 Fax: (573) 522-1160
Jefferson City, MO 65105-3380 E-mail: localgov@dor.mo.gov



PERSONAL PROPERTY REPORTS

Wesley Shoemaker, Deputy Clerk, was present.

Commissioner Wyatt moved to accept the Personal Property Report Abatements and Add-Ons for October 2020 and November 2020 as presented by the Clerk. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

COURT ORDERS

Andy Adams, Deputy Assessor and Wesley Shoemaker, Deputy Clerk, were present.

Commissioner Wyatt moved to table the Court Order until later so that it can be checked on. Commissioner Williams seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

CARES ACT BRANSON FIRE PRE APPROVAL REQUEST

Melissa Duckworth, Emergency Management Assistant, was present.

Commissioner Williams moved to approve the use of CARES Act Money for the City of Branson to purchase the Hazmat Tent and UV Lights not to exceed \$54, 244.00 as presented contingent upon Melissa Duckworth receiving the proper documentation. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

TANEY COUNTY ROAD STANDARDS 2020 #20-020RB

Devin Huff, Road & Bridge Administrator, and Shannon Shank, Design Engineer with Great River Associates, were present. Presiding Commissioner Scofield referenced a letter from their attorney.

Discussion ensued.

No action was taken at this time.

COURT ORDERS

Commissioner Williams moved to deny Abatement #206421. Commissioner Wyatt seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (aye).

ERRONEOUS ASSESSMENT																
AbNumber	AbYear	SuppDate	AbDate	Parcel	Name	Reason	EndRes	AdjRes	EndAg	AdjAg	EndCom	AdjCom	Notes	Approved	Denied	Table
206421	2020	2020-12-08	0000-00-00	09-5-0-21-000-000-071.001	BERRY JAMES M & CAROLYN R TRUST	ERRONEOUS	0	0	0	0	0	-12130			X	

UNIVERSITY OF MISSOURI EXTENSION UPDATE

Willa Williams, 4-H Community Engagement Specialist, updated the Commission on various Extension Programs.

RECESS: 10:15 A.M.

EXECUTIVE SESSION: 10:31 A.M.

EXECUTIVE SESSION PER SECTION 610.021.3 (PERSONNEL)

(Taney County Commission Conference Room)

Present: Presiding Commissioner Scofield, Commissioner Williams, and Commissioner Wyatt.

See the Executive Session Minutes for any motions made or votes taken.

RECESS: 11:32 A.M.

RECONVENE 11:43 A.M.

2021 BUDGET DISCUSSION – MAY GO INTO EXECUTIVE SESSION PER SECTION 610.021.3 (PERSONNEL)

(Taney County Commission Conference Room)

Present: Presiding Commissioner Scofield, Commissioner Williams, and Commissioner Wyatt (absent).

Also Present: Tony Mullen, Coroner, David Clark, County Auditor, and Kim Lovelace, Deputy Clerk.

Discussion ensued.

Tony Mullen left the meeting at 11:56 a.m.

DAILY STAFF REVIEW AND AGENDA REQUEST:

Also present: Lesley Wallace, Commissions Assistant, and Kim Lovelace, Deputy Clerk.

The commission met with their staff to review the day's business and go over the agenda requests.

ADJOURNMENT:

Commissioner Williams moved to adjourn. Presiding Commissioner Scofield seconded the motion. The motion passed by vote: Scofield (aye), Williams (aye), and Wyatt (absent).

ADJOURN: 12:09 P.M.

The minutes were taken by Mike Scofield, Presiding Commissioner, and Kim Lovelace and typed by Kim Lovelace, Deputy Clerk.